

Federal Defenders OF NEW YORK, INC.

Leonard F. Joy
Executive Director

BY HAND

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The Honorable William H. Pauley III
United States District Judge
Southern District of New York
500 Pearl Street, Room 2210 ~~MEMO ENDORSED~~
New York, New York 10007
Fax Number: 212-805-6390

Re: United States v. Michelle Falsetta
07 Cr. 1232 (WHP)

Dear Judge Pauley:

I write on behalf of my client, Michelle Falsetta, to respectfully request that the Court adjourn Ms. Falsetta's sentencing until January 2009. Because I am pregnant – and due on September 25, 2008 – the Court kindly tried to arrange an expedited sentencing in Ms. Falsetta's case for September 15, 2008 at 2 P.M. Because of a variety of scheduling conflicts, however, Ms. Falsetta did not complete her Pre-Sentence Interview until August 22, 2008, and there is simply not enough time for Probation to complete the Pre-Sentence Report, for the parties to review the PSR, and for the parties to make their submissions in appropriate time for a September 15, 2008 sentencing date. Because I expect to be out on maternity leave, the defense is requesting that Ms. Falsetta be sentenced in January 2009. I have conferred with Assistant United States Attorney Marissa Molé, who consents to this request on behalf of the Government.

Respectfully submitted,

Fiona Doherty

Fiona Doherty
Attorney for **Michelle Falsetta**
Tel: (212) 417-8734

cc: Marissa Molé, Esq.
Assistant United States Attorney (by fax)

James Mullen
United States Probation Officer (by fax)

APPLICATION GRANTED THE SENTENCING IS ADJOURNED TO JANUARY 9, 2009 AT 3:00 P.M.

W.H. Pauley
WILLIAM H. PAULEY III U.S.D.J.
9-2-08